

HOUSE BILL 500

F1

1lr1526

By: **Delegates Kach and McDonough**

Introduced and read first time: February 7, 2011

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Extracurricular Activities – Students in Home Instruction**
3 **Programs**

4 FOR the purpose of authorizing a public school to allow certain students to participate
5 in certain extracurricular activities under certain circumstances; requiring
6 public schools to give placement priority to certain students over certain
7 students if certain limitations exist; defining a certain term; and generally
8 relating to allowing students in home instruction programs to participate in
9 extracurricular activities sponsored by public schools.

10 BY adding to

11 Article – Education

12 Section 7–117

13 Annotated Code of Maryland

14 (2008 Replacement Volume and 2010 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Education**

18 **7–117.**

19 **(A) IN THIS SECTION, “EXTRACURRICULAR ACTIVITY” INCLUDES**
20 **INTERSCHOLASTIC ATHLETICS, MUSIC, DRAMA PROGRAMS, STUDENT**
21 **ORGANIZATIONS, OR OTHER PROGRAMS SPONSORED BY A SCHOOL:**

22 **(1) IN WHICH A STUDENT MAY PARTICIPATE OUTSIDE OF**
23 **REGULAR SCHOOL HOURS; AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) FOR WHICH A STUDENT DOES NOT EARN ACADEMIC CREDIT.**

2 **(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A**
3 **PUBLIC SCHOOL MAY ALLOW A STUDENT WHO IS NOT ENROLLED IN THE SCHOOL**
4 **TO PARTICIPATE IN AN EXTRACURRICULAR ACTIVITY SPONSORED BY THE**
5 **SCHOOL TO THE SAME EXTENT THAT A STUDENT WHO IS ENROLLED IN THE**
6 **SCHOOL MAY PARTICIPATE IN THE EXTRACURRICULAR ACTIVITY, IF THE**
7 **STUDENT WHO IS NOT ENROLLED:**

8 **(1) PARTICIPATES IN A HOME INSTRUCTION PROGRAM UNDER**
9 **WRITTEN AGREEMENT WITH THE COUNTY SUPERINTENDENT; AND**

10 **(2) IS ELIGIBLE TO ATTEND THE PUBLIC SCHOOL.**

11 **(C) A PUBLIC SCHOOL SHALL GIVE PLACEMENT PRIORITY TO A**
12 **STUDENT ENROLLED IN THE PUBLIC SCHOOL SPONSORING THE**
13 **EXTRACURRICULAR ACTIVITY OVER A STUDENT WHO IS NOT ENROLLED IN THE**
14 **PUBLIC SCHOOL IF THERE ARE A LIMITED NUMBER OF SPACES AVAILABLE FOR**
15 **STUDENTS IN THE EXTRACURRICULAR ACTIVITY.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2011.